

EXHIBIT 1

Caridis, Alyssa

From: Caridis, Alyssa
Sent: Wednesday, April 22, 2015 10:52 AM
To: <bluespike@ghiplaw.com>
Cc: AudibleMagic-BlueSpike; Walter Lackey; Eric Findlay; Andrew Perito; Reines, Edward
Subject: FW: Activity in Case 6:12-cv-00499-RWS-CMC Blue Spike, LLC v. Texas Instruments, Inc. Motion to Strike

Counsel –

We are in receipt of the motion that Blue Spike filed last night and again today. It is clear that this is a dispositive *Daubert* Motion / Motion to Strike and therefore requires a letter brief pursuant to paragraph 10 of the scheduling order. Accordingly, Audible Magic does not believe that the brief was filed appropriately. Please immediately withdraw this motion, or explain Blue Spike's grounds – by the close of business today – for contending that it is properly before the Court at this time.

Alyssa

From: txedCM@txed.uscourts.gov [mailto:txedCM@txed.uscourts.gov]
Sent: Wednesday, April 22, 2015 8:22 AM
To: txedcmcc@txed.uscourts.gov
Subject: Activity in Case 6:12-cv-00499-RWS-CMC Blue Spike, LLC v. Texas Instruments, Inc. Motion to Strike

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court [LIVE]

Eastern District of TEXAS

Notice of Electronic Filing

The following transaction was entered by Garteiser, Randall on 4/22/2015 at 10:22 AM CDT and filed on 4/22/2015

Case Name: Blue Spike, LLC v. Texas Instruments, Inc.
Case Number: [6:12-cv-00499-RWS-CMC](#)
Filer: Blue Spike, LLC
Document Number: [1939](#)

Docket Text:

[MOTION to Strike Defendants' Expert Report by Dr. Quackenbush opining on invalidity for](#)

3,676 pages by Blue Spike, LLC. (Attachments: # (1) Ex 1, # (2) Ex 2, # (3) Ex 3, # (4) Text of Proposed Order Granting Plaintiff's Motion to Strike Defendants' Expert Report by Dr. Quackenbush opining on invalidity for 3,676 pages)(Garteiser, Randall)

6:12-cv-00499-RWS-CMC Notice has been electronically mailed to:

Alan H Blankenheimer ablandenheimer@cov.com, ceppich@cov.com, mkapuscinska@cov.com, vvelasquez@cov.com

Allen Franklin Gardner allengardner@potterminton.com, nicolewinningham@potterminton.com

Alyssa Margaret Caridis acaridis@orrick.com, sfischer@orrick.com

Andrew Louis Perito andrew.perito@weil.com, karen.gotelli@weil.com

Anthony L Meola ameola@themeolafirm.com, antmeola@hotmail.com

Bryan Alexander Kohm bkohm@fenwick.com, anolen@fenwick.com

Byron C Beebe byron.beebe@weil.com

C. Gideon Korrell gideon.korrell@snrdenton.com, andrea.ivan@dentons.com, docket.general.lit.sf@dentons.com, jocasta.wong@dentons.com, maria.cuevas-banda@snrdenton.com

Carrie J Richey crichey@cooley.com, jmccluskey@cooley.com

Christopher A Honea chonea@ghiplaw.com, bluespike@ghiplaw.com, cjensen@ghiplaw.com, litigation@sftrialattorneys.com, rgarteiser@ghiplaw.com

Christopher James Higgins chiggins@orrick.com

Christopher S Johns cjohns@jmehlaw.com

Christopher M Swickhamer (Terminated) cswickhamer@loeb.com, mmarshall@loeb.com

Clay Erik Hawes ehawes@morganlewis.com, mlbhofilings@morganlewis.com, rchambers@morganlewis.com

Cliff Allan Maier cmaier@mayerbrown.com

Corey R Houmand choumand@morganlewis.com, dmedina@morganlewis.com

Daniel Johnson , Jr djjohnson@morganlewis.com, mdoris@morganlewis.com, mjensen@morganlewis.com, rlapena@morganlewis.com, tmajidian@morganlewis.com

Daniel Alan Noteware , Jr dannynoteware@potterminton.com

Daniel T Conrad dtconrad@jonesday.com

Darren E Donnelly ddonnelly@fenwick.com, emancera@fenwick.com

David Folsom dfolsom@jw.com, smontgomery@jw.com

David Ellis Dobbs david@davidedobbs.com, awharton@davidedobbs.com, mflowers@davidedobbs.com

David G Leason leason@leasonellis.com, inquiries@leasonellis.com

David M Lacy Kusters dlacykusters@fenwick.com, anolen@fenwick.com

Deron R Dacus ddacus@dacusfirm.com, dadams@dacusfirm.com, evanderburg@dacusfirm.com

Dion M Bregman dbregman@morganlewis.com, sballbach@morganlewis.com

Edward D Johnson wjohnson@mayerbrown.com, kneale@mayerbrown.com, pdocket@mayerbrown.com

Edward R Reines edward.reines@weil.com, edna.ang@weil.com, Karen.Gotelli@Weil.com, mimi.mentzer@weil.com

Eric Hugh Findlay efindlay@findlaycraft.com, bcraft@findlaycraft.com, dgunter@findlaycraft.com, mfindlay@findlaycraft.com, ncadenhead@findlaycraft.com, shene@findlaycraft.com

Eugene Y Mar emar@fbm.com, calendar@fbm.com, mclaros@fbm.com

Francis McGovern mcgovern@law.duke.edu

G William Foster billy.foster@kirkland.com

Gabriel M Ramsey gramsey@orrick.com, evu@orrick.com, jcamaya@orrick.com

Gary Bruce Solomon gary.solomon@snrdenton.com

Heidi Lyn Keefe hkeefe@cooley.com, jmcintosh@cooley.com

Ian Nicholas Ramage iramage@ghiplaw.com, iramage@ramagelaw.net

Indra Neel Chatterjee nchatterjee@orrick.com, kmudurian@orrick.com

J Daniel Harkins dharkins@coxsmith.com, hinocenc@coxsmith.com

James Vincent Fazio , III jamesfazio@sandiegoiplaw.com

Janna K Fischer jfischer@cooley.com, ccovington@cooley.com, jspalding@cooley.com

Jeffrey Mark Fisher jfisher@fbm.com, renterig@fbm.com

Jo Dale Carothers jdcarothers@cov.com, echiulos@cov.com, mspringer@cov.com

Jordan A Sigale jsigale@dunlapcoddington.com, joseland@dunlapcoddington.com, litigation@dunlapcoddington.com

Joshua Paul Larsen joshua.larsen@btlaw.com, charlotte.stamas@btlaw.com

Kathleen Danielle Lynott kdlynott@jonesday.com

Kenneth Michael Motolenich-Salas kmotolenich@weissiplaw.com, gmarinelli@weissiplaw.com, kmotolen@yahoo.com, sking@weissiplaw.com

Kirk Anderson kanderson@ghiplaw.com, bluespike@ghiplaw.com, chonea@ghiplaw.com, cjensen@ghiplaw.com, litigation@sftrialattorneys.com, rgarteiser@ghiplaw.com

Lana H Carnel (Terminated) lcarnel@loeb.com, lpellot@loeb.com

Laura Ann Wytsma (Terminated) lwytsma@loeb.com, lawytsma@sbcglobal.net

Lindsey M Shinn lshinn@morganlewis.com, dmedina@morganlewis.com

Marc Norman Henschke (Terminated) mhenschke@foley.com, afreedman@foley.com

Maria A Maras maria.maras@kirkland.com, cassandra.milleville@kirkland.com, chris.pavlovich@kirkland.com

Mark R Weinstein mweinstein@cooley.com, lfass@cooley.com, patricia.russell@cooley.com

Matthew B Lowrie mlowrie@foley.com, cdownie@foley.com, dwillis@foley.com, vrios@foley.com

Melissa Richards Smith melissa@gillamsmithlaw.com, ecfnofices.gsl@gmail.com, gsl.office@gillamsmithlaw.com, gsl.docket@gillamsmithlaw.com, wrlamb@gillamsmithlaw.com

Michael E Jones mikejones@potterminton.com, jovallery@potterminton.com

Michael Ira Burton michael.burton@sftrialattorneys.com

Molly Anne Jones mjones@ghiplaw.com

Orion Armon oarmon@cooley.com, ccovington@cooley.com, jingram@cooley.com, plenihan@cooley.com

Paul B Hunt paul.hunt@btlaw.com, cstamas@btlaw.com, lori.robertson@btlaw.com

Peter Aaron Kerr pkerr@dacusfirm.com, dadams@dacusfirm.com, evanderburg@dacusfirm.com

Peter Stuart Brasher pbrasher@ghiplaw.com, chonea@ghiplaw.com, cjensen@ghiplaw.com, litigation@sftrialattorneys.com, rgarteiser@ghiplaw.com

Qian Huang qian.huang@pillsburylaw.com, allie.bernardo@pillsburylaw.com, heather.neese@snrdenton.com, sharon.norwood@snrdenton.com

Quinncy N McNeal qmcneal@mayerbrown.com, houstondocket@mayerbrown.com, qmcneal@yahoo.com

Randall T Garteiser rgarteiser@ghiplaw.com, bluespike@ghiplaw.com, chonea@ghiplaw.com, cjensen@ghiplaw.com, litigation@sftrialattorneys.com

Reid E Dammann r.dammann@mpglaw.com, j.turgeon@mpglaw.com

Richard S Zembek rzembek@fulbright.com, adevereux@fulbright.com

Robert Ames Huntsman bobh@huntsmanlg.com, ecf@huntsmanlg.com

Robert F. Kramer robert.kramer@dentons.com, adriana.cole@dentons.com,
Docket.General.Lit.SF@dentons.com, jill.beatty@dentons.com

Robert L Greeson robert.greeson@nortonrosefulbright.com

Roger Brian Craft bcraft@findlaycraft.com, ncadenhead@findlaycraft.com, nvasquez@findlaycraft.com,
shene@findlaycraft.com

Ronald S Wynn rwynn@hansonbridgett.com

Russell E Levine russell.levine@kirkland.com

Sara J Bradford sbradford@cooley.com, ccovington@cooley.com, lharveyjones@cooley.com

Scott Edward Woloson scott@scottwolosonlaw.com, sewoloson@sbcglobal.net

Stephanie Rene' Barnes stephaniebarnes@siebman.com, lauraburg@siebman.com

Steven J Corr sjcorr@jonesday.com, lmurray@jonesday.com, tlee@jonesday.com

Tharan Gregory Lanier tglanier@jonesday.com

Thomas R Davis tdavis@morganlewis.com, mlbhofilings@morganlewis.com, sthomas@morganlewis.com

Trenton Lloyd Menning tmenning@mayerbrown.com, sswihart@mayerbrown.com

Trevor Coddington trevorcoddington@sandiegoiplaw.com, litigation@sandiegoiplaw.com

Walter Wayne Lackey , Jr wlackey@findlaycraft.com, ncadenhead@findlaycraft.com,
nvasquez@findlaycraft.com

6:12-cv-00499-RWS-CMC Notice will not be electronically mailed to:

Teresa Marie Corbin
Fenwick & West - San Francisco
555 California Street
12th Floor
San Francisco, CA 94104

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041545818 [Date=4/22/2015] [FileNumber=9523452-0
][1171d2c9eb989bb2492f1117e269d30b38e2da0610cb543c115933f12d519f3702c
b8c75d14ebfd9fc6e727551fdec8cff715c691b96172c1638bc24a1188b95]]

Document description: Ex 1

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041545818 [Date=4/22/2015] [FileNumber=9523452-1]
] [2690a06bad4dac96fb7d19109ffe210b071eedc1050e24b31c210d5a71a643a5359
b99f6ea1238644c7ed0418c09f1a22467cdc7831100684349c1e3d42e28b8]]

Document description: Ex 2

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041545818 [Date=4/22/2015] [FileNumber=9523452-2]
] [3a88df79021bbc21b1dca456918990e2b4d3d838e9dab462f306c62fe2ef3b95faf
cbfb5d1ac1482ca69cf3c76cf4c60b7b00f851f7606d7f046a3e486bfaa83]]

Document description: Ex 3

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041545818 [Date=4/22/2015] [FileNumber=9523452-3]
] [0150cc5fab6953bcf3fde736d678e06f19d7f38d1b49630fc269a7cf76c34b50554
a817ddb0cfacbc6dfab882e0fc67f71e5f27e01179d98acd9582356134b69]]

Document description: Text of Proposed Order Granting Plaintiff's Motion to Strike Defendants' Expert Report by Dr. Quackenbush opining on invalidity for 3,676 pages

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1041545818 [Date=4/22/2015] [FileNumber=9523452-4]
] [b2ab1e5573a7812164bb820d051614aa7a1868f21e0bc08ed848cce9ce689d29129
39e1c86d39fa5b8c0d47052cc8146794cf4d6173ef6417b84a590c1678e81]]